

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

/:
Criminal Action No. 05-CR-97

v.

KERWIN J. BUCCHAN,

Defendant

ORDER FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure and by leave of court endorsed hereon, the United States Attorney for the Northern District of New York hereby dismisses Count One of Indictment No. 05-CR-97 against, the **KERWIN J. BUCCHAN** defendant.

The reason(s) for this dismissal are (check one or more):

- ☐ Case transferred to another District
- ☐ Speedy Trial Act
- ☐ Defendant's cooperation
- ☐ Insufficient evidence at this time
- ☒ Other: Lack of venue

With respect to this dismissal, defendant (check one):

X Consents

Objects

Has not been consulted

This dismissal is without prejudice.

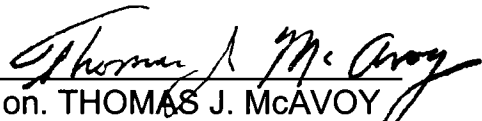
GLENN T. SUDDABY
United States Attorney

S/Edward P. Grogan

By: Edward P. Grogan
Assistant U.S. Attorney
Bar Roll No. 506388

Leave of court is granted for the filing of the foregoing dismissal.

Dated: June 3, 2005
Binghamton, New York


Hon. THOMAS J. McAVOY
United States District Court Judge